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**TITLE 170 INDIANA UTILITY REGULATORY COMMISSION**

**Proposed Rule**  
LSA Document #11-590

**DIGEST**

Amends [170 IAC 1-1.1-7](#) regarding attorney appearances in commission proceedings. Effective 30 days after filing with the Publisher.

[IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses](#)

[170 IAC 1-1.1-7](#)

SECTION 1. [170 IAC 1-1.1-7](#) IS AMENDED TO READ AS FOLLOWS:

[170 IAC 1-1.1-7](#) Attorneys; representation; withdrawal of appearance

Authority: [IC 8-1-1-3](#); [IC 8-1-2-47](#)

Affected: [IC 8-1-1-5](#); [IC 8-1-1.1-5.1](#)

Sec. 7. (a) Any person filing an appearance pro se to represent his or her own interest is required to:

- (1) sign and verify any pleadings or documents in accordance with section 8(d) of this rule; and
- (2) comply with all rules applicable to commission proceedings.

(b) The interest of another person or entity may only be represented by an attorney admitted to practice before the supreme court of Indiana in good standing.

(c) An attorney **that is** not admitted to practice before the supreme court of Indiana in good standing, but ~~admitted to practice before the Supreme Court of the United States, or the highest court of any other state or territory of the United States in good standing, may appear at the discretion of the presiding officer before the commission upon filing a verified petition for limited admission to practice before the commission that meets the requirements of~~ **or the District of Columbia must apply for and receive temporary admission through** the Indiana Rules for Admission to the Bar and the Discipline of Attorneys Rule 3, Section 2(a). **2 prior to practicing law before the commission.** Upon being granted limited admission to practice before the commission, an attorney must **do the following:**

**(1) File the following with the commission prior to appearing in a cause:**

**(A) An appearance in the cause.**

**(B) A copy of the notice of temporary admission filed with the clerk of the Indiana supreme court.**

**(2) Appear with co-counsel admitted to practice in Indiana** ~~Pending approval of the petition, such an attorney may be permitted to appear, at~~ **unless authorized by** the discretion of a presiding officer, at any hearing. **officers.** Local counsel shall:

~~(1)~~ **(A)** sign all briefs, papers, and pleadings in such cause; and

~~(2)~~ **(B)** be jointly responsible therefor.

(d) Any withdrawal of appearance by an attorney on behalf of any party must:

- (1) comply with the Indiana Rules of Professional Conduct;
- (2) be in writing; and
- (3) be granted by leave of the presiding officer.

(e) Except for good cause shown, a request for withdrawal of appearance by an attorney must be filed with the commission at least ten (10) days prior to the next scheduled hearing date.

*(Indiana Utility Regulatory Commission; [170 IAC 1-1.1-7](#); filed Oct 30, 2000, 2:10 p.m.: 24 IR 656; readopted filed Apr 6, 2006, 11:00 a.m.: 29 IR 2670; filed May 21, 2008, 9:29 a.m.: [20080618-IR-170070514FRA](#))*

[Notice of Public Hearing](#)

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